
**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
(704) 350-7500**

***The U.S. Bankruptcy Court will be
CLOSED
Monday, May 28, 2019
for Memorial Day***

05/30/18

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA**

CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

WEDNESDAY, MAY 30, 2018

9:30 a.m.

- | | | | | |
|----|----|----------------|----------|--|
| 1) | 15 | Schletter GmbH | 18-10168 | Hearing on Motion to Verify Petition Under Chapter 15 for Order and Final Decree Granting Recognition of Foreign Main Proceeding and Other Related Relief (2/5/23) |
| | | | | Hearing on Debtor's Motion for Order Specifying Form and Manner of Service of Notice of Hearing on Chapter 15 Petition and Recognition and for Related Relief (8) |
| | | | | Hearing on Motion of the Debtor for Chapter 15 Recognition and Final Relief (9/23) |

JOHNSTON / ROSALUK / MARTIN

2nd continued hearing on Debtor's Motion for Entry of an Interim Order and Final Order Authorizing the Debtor to Maintain Existing Insurance Policies, Pay All Policy Premiums Arising Thereunder, and Renew or Enter into New Policies (17); Objection of Hynes Industries, Inc. to Certain First Day Motions (36)

Continued hearing on Debtor's Motion for Entry of an Order Authorizing Payment of Prepetition Sales, Use and Other Tax Obligations (18); Objection of Hynes Industries, Inc. to Certain First Day Motions (36); Objection of Midcap Funding X Trust (38)

Continued hearing on Debtor's Motion for Interim Use of Cash Collateral (19); Objection of Hynes Industries, Inc. (37); Objection of MidCap Funding X Trust (38)

Continued hearing on Debtor's Motion for Entry of Interim and Final Orders Authorizing the Debtor to Pay Prepetition Wages, Compensation, Employee Benefits, and Other Associated Obligations (21); Objection of Hynes Industries, Inc. (35); Objection of Midcap Funding X Trust (38)

Hearing on Motion of Merit SI, LLC for Relief from the Automatic Stay or, in the Alternative, for Abandonment of Property (67); Debtor's Objection (96)

Hearing on Debtor's Motion for Order Authorizing: (A) Continued Use of the Debtor's Deposit Accounts and Cash Management System; (B) Maintenance and Continued Use of the Debtor's Existing Bank Accounts and Business Forms; and (C) Waiver of Deposit and Investment requirements (78)

Hearing on Debtor's Application for Appointment of Prime Clerk LLC as Claims Noticing and Solicitation Agent (83)

Hearing on Debtor's Motion for an Order Approving Settlement with Gilbert North Carolina, LLC (85)

GHIDINA / RICKS / CRABTREE / HUETHER / RICHINS
JOHNSTON / ROSALUK / MARTIN
HIMES
FORD
THOMPSON / REPEROWITZ

05/31/18

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

THURSDAY, MAY 31, 2018

9:30 a.m.

- | | | | | |
|----|----|--|----------|---|
| 1) | 11 | Portrait Innovations, Inc. | 17-31455 | Hearing on General Unsecured Claims Ombudsman's Objection to Proof of Claim filed by Marcus McLin (363); Response of Marcus McLin (376) |
| | | | | Hearing on General Unsecured Claims Ombudsman's Objection to Proof of Claim filed by Kelli Dietz (370); Response of Kelli Dietz (375) |
| | | MILLER
PARRISH
HIGGS | | |
| | | ----- | | |
| 2) | 11 | BK Racing, LLC | 18-30241 | 6th continued status hearing regarding Use of Cash Collateral (28) |
| | | PRO SE
SMITH, TR., rep. by MARTINEZ | | |
| | | ----- | | |
| 3) | 11 | Ace Motor Acceptance Corporation | 18-30426 | Hearing on Debtor's Motion for Entry of an Order Approving Payment of Retention Bonuses to Key Employees; Motion for Order Authorizing Payment of Pre-Petition and Post-Petition Wages and Associated Taxes to Terminated Employees (49; Amended 68); Limited Objection of Hamilton State Bank (63) |
| | | | | Hearing on Debtor's Application for Order Approving Debtor's Employment of Accountants (50); Limited Response of Hamilton State Bank (62) |
| | | | | Hearing on Debtor's Emergency Motion for (1) Authority to Continued Use of Existing Business Forms and Records; (2) Authority to Maintain Existing Corporate Bank Accounts; (3) Authority to Maintain Existing Cash Management System; and (4) Extension of |

**Time to Comply With Investment Guidelines
(54; Amended 68)**

**HENDERSON
FORD**

06/01/18

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, JUNE 1, 2018

Steven G. Tate, Trustee

9:30 a.m.

- 1) 13 Jerry T. Fitch 14-40088 Hearing on Motion to Amend Female
Teresa A. Fitch Debtor's Exemptions to Claim Post-Petition
Inheritance and for an Order Entitling Female
Debtor to Reimbursement for Expenses
Incurred as Executor of the Estate of Margaret
Garren Penland (40); Trustee's Response (41)

DILLENBECK

- 2) 13 Janice L. Dellinger 15-40100 Hearing on Debtor's Motion for Approval of
Loan Modification (41); Response of
CitiMortgage, Inc. (43); Trustee's Response (44)

VUJOVIC
JONAS

- 3) Adv Automotive Finance 17-4011 Continued hearing on Plaintiff's Motion for
Corporation Ch. 13 for Partial Summary Judgment (12 / 13)
v. 17-40132
Timothy W. Clark
Continued pretrial conference (10)

KIGHT / DOVE
W. S. GARDNER

- 4) 13 Homer L. Walker, Jr. 17-40326 Hearing on Debtors' Motion to Modify Plan
Myrtle L Walker Payment (18); Trustee's Response (21)

LEONARD

- 5) 13 Dori W. Jones 17-40465 Hearing on Motion of Telco Community Credit Union to Turnover; Motion for Relief from stay (21)
- HAY
PINKSTON
-
- 6) 13 Chris Clark 16-40501 Continued hearing on Trustee's Motion to Modify Plan (41); Debtors' Response (42)
Wanda H. Clark
- Y. TAYLOR
-
- 7) 13 James O. Elliott, II 17-40370 Hearing on Trustee's Motion for Status Hearing (42)
- Y. TAYLOR
-
- 8) 13 Dexter K. Maddox 17-40333 Hearing on Debtor's Motion to Reconsider Dismissal of Case (32); Order of Dismissal (29); Trustee's Response (33)
- FARMER
-
- 9) 13 Melanie C. Johnson 17-40446 Hearing on Trustee's Motion for Status Hearing (28)
- 2nd continued hearing for status regarding Motion to Incur Debt (19)
- FARMER
-
- 10) 13 Jerome B. Hammer, III 13-40664 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (50)
- PLANER
-
- 11) 13 Donald F. Bridges 14-40042 Hearing on Debtors' Motion to Incur Debt (36); Trustee's Response (37)
Angela H. Bridges
- PLANER
-

12)	13	Shirley M. Lynn	15-40277	2nd continued hearing on Trustee's Motion for Order Converting Case to a Chapter 7 Proceeding (55) 5th continued hearing for status regarding Order Granting Motion to Sell (48)
		PLANER -----		
13)	13	Mark A. Stevens	18-40078	Continued hearing on Debtor's Motion to Avoid Judgment Lien of Kimberly G. Mann (13); Response of Kimberly G. Mann (14)
		PLANER WELLS -----		
14)	13	Jessica L. Sanchez	14-40093	Hearing on Debtor's Motion to Modify Plan to Allow Early Payoff of Plan (37); Trustee's Response (39)
		WOOD -----		
15)	13	Gregory P. Bodde Tammy C. Bodde	18-40061	Hearing on Objection of Ditech Financial, LLC to Confirmation of Plan (19)
		WOOD STALEY -----		
16)	13	Kirk D. Stephens	18-40064	Hearing on Debtor's Motion to Extend Second Chapter 13 Payment (10)
		WOOD -----		
17)	13	David M. Boldon	18-40112	Hearing on Motion of Kelly Lee Burris Boldon for Relief from Stay and Co-Debtor Stay (19); Debtor's Response (23) Hearing on Motion of Kelly Lee Burris Boldon to Dismiss (24) Hearing on Objection of Kelly Lee Burris Boldon to Confirmation (27) Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (29)
		WOOD SUMMERLIN -----		

- 18) 13 Joey A. Jordan 16-40019 Status hearing regarding Order Granting Motion to Modify Plan (32)
Hearing on Debtor's Motion to Modify Plan (38); Trustee's Response (39)
CARTER

- 19) 13 James F. Salvetti 16-40341 Status hearing regarding Order Granting Motion to Modify Plan (37)
Lenora F. Salvetti
CARTER

- 20) 13 Michael L. Rainey 17-40161 Continued for status hearing (34)
Vista J. Rainey
CARTER

- 21) 13 Barry E. Taylor 17-40396 Hearing on Debtors' Motion to Modify Plan
Linda M. Taylor 32); Trustee's Response (34)
CARTER

- 22) 13 Phyllis M. Hosch 14-40163 Hearing on Trustee's Motion to Dismiss Case
or to Modify Plan (42)
MCKEE

- 23) 13 Billy C. Gardner 14-40455 Hearing on Debtors' Motion for Hardship
Margaret M. Gardner Discharge (49)
MCKEE

- 24) 13 Calvin D. Brown 17-40168 Continued hearing on Trustee's Motion to
Valorie A. Brown Dismiss Case or to Modify Plan (33)
Hearing on Debtors' Motion to Amend
Schedules and Exemption Elections (36)
MCKEE

- 25) 13 Nicholas D. Trakas 17-40423 Hearing on Debtor's Motion to Reconsider
Dismissal of Case (42); Order of Dismissal of
Case (39); Trustee's Response (43)
MCKEE

- 26) 13 Alford M. Pettis
Charlotte B. Pettis 18-40049 Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (18)
MCKEE

- 27) 13 Jonathan A. Hager 15-40514 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (75)
WILLCOX

- 28) 13 Randy L. Causby 16-40286 Hearing on Trustee's Motion to Dismiss Case or to Modify (32)
Marchalle W. Causby
WILLCOX

- 29) 13 Penny D. Crowder 16-40456 Hearing on Debtor's Motion to Modify Plan (31); Trustee's Response (34)
WILLCOX

- 30) 13 Angela H. Hughes 17-40250 Hearing on Trustee's Motion to Dismiss Case or to Modify Plaln (26)
WILLCOX

- 31) 13 James A. Smith 18-40098 Hearing on Objection of Santander Consumer USA Inc. to Valuation (12); Debtor's Response (13)
WILLCOX
KEENAN

- 32) 13 Roy N. Smart 14-40164 Hearing on Trustee's Motion to Dismiss Case or to Modify (22); Response of Esmer Arrowood (23)
Jackie H. Smart
LUTZ

- 33) 13 Charles E. Simpson 14-40184 Hearing on Debtors' Motion to Sell Property Free and Clear of Liens (43); Trustee's Response (44)
Etrulia I. Simpson
LUTZ

34)	13	Alpheus D. Howell	17-40179	2nd continued hearing on Motion of Bayview Loan Servicing, LLC for Relief from Stay (32); Debtor's Response (33)
		LUTZ JONAS		

35)	13	Barbara L. Ringler	17-40182	3rd continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (20)
		LUTZ		

36)	13	Angela F. Stewart	17-40208	Hearing on Trustee's Motion to Dismiss case or to Modify Plan (22)
		LUTZ		

37)	13	Ricky L. Emory Letitia C. Emory	17-40274	Hearing on Debtors' Motion to Approve Settlement (24/26); Trustee's Response (25)
		LUTZ		

38)	13	David D. Harding, Sr. Kristen H. Harding	18-40048	Hearing on Motion of Carolina Lease Management Group, LLC for Relief from Stay (19); Debtors' Response (27)
		LUTZ WILLIAMS		

39)	13	Carla L. Keeter	18-40054	Continued hearing on Trustee's Objection to Confirmation of Chapter 13 Plan; Motion to Dismiss (11)
		LUTZ		

40)	13	Nathan D. Martin, Jr.	18-40057	Continued hearing on Objection of Tonia Wilson to Confirmation of Plan (18)
		LUTZ MCKEE		

41)	13	Kathy A. Tonelis	18-40086	Hearing on Objection of Wells Fargo Bank, N.A. to Confirmation of Plan (12)
		LUTZ		

42)	12	Katherine M. Pfaff W. S. GARDNER -----	12-40126	6th continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (81)
43)	13	Mary A. Hoey W. S. GARDNER -----	16-40142	2nd continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (39)
44)	13	Ronda K. Coleman W. S. GARDNER -----	16-40251	Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (40)
45)	13	Vicente Garcia W. S. GARDNER STALEY -----	16-40401	2nc continued on Trustee's Motion to Dismiss Case (34) Continued hearing on Debtor's Objection to Notice of Mortgage Change (35); Notice filed 01/12/2018; Trustee's Response (36); Response of Ditech Financial, LLC (37)
46)	13	Sue C. Hyder W. S. GARDNER VONNEGUT -----	17-40042	3rd continued hearing on Motion of Caliber Home Loans for Relief from Stay and Co-Debtor Stay (38); Debtor's Response (40)
47)	13	Timothy W. Clark W. S. GARDNER -----	17-40132	Hearing on Motion of GrandSouth Bank for Distribution of Sale Proceeds to Carbucks (76)

- 48) 13 Michael M. Sellers 17-40457 Continued hearing on Objection of Bank of America, N.A. to Confirmation of Plan (37)
- Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (41)
- Hearing on Debtor's Motion to Approve Settlement for Sale of Real Property (46)
- W. S. GARDNER
JONAS

- 49) 13 Milton L. Hopper 18-40045 Hearing on Debtors' Objection to Claim (15)
- Freda B. Hopper
- W. S. GARDNER

- 50) 13 Richard D. Clary 18-40066 Continued hearing on Debtors' Objection to Claim (8)
- Doris B. Clary
- Hearing on Debtors' Motion to Extend Time to Make Second Plan Payment (14); Trustee's Response (20)
- W. S. GARDNER

- 51) 13 Alliyah J. Edgerton 18-40093 Continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (14)
- Hearing on Debtor's Motion for Order Extending Time Within Which to Make First and Second Plan Payments (15); Trustee's Response (17)
- W. S. GARDNER

- 52) 13 Toney E. Jackson 18-40103 Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (20)
- W. S. GARDNER
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10:30 a.m

- 53) 13 Dori W. Jones 17-40465 Continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (18); Response of Telco Community Credit Union (19)
- HAY
PINKSTON
-
- 54) 7 George T. Huffstetler 16-40544 4th continued hearing on Motion of Sharonview Federal Credit Union for Relief from Stay (42); Debtors' Amended Response (45, 43); Consent Order Partially Resolving Motion for Relief (57)
- Melissa O. Huffstetler
- FARMER
COOPER, TR.
KEENAN
-
- 55) 7 Roberta L. Betts 18-40070 Hearing on Debtor's Motion to Avoid Judgment Lien of Navy Federal Credit Union (7)
- DALRYMPLE
HENDERSON, TR.
-
- 56) 7 Donna L. Graham 18-40204 Hearing on Debtor's Application to Proceed In Forma Pauperis (3)
- Hearing on Debtor's Application for Waiver of Chapter 7 Filing Fee (7)
- FARMER
HENDERSON, TR.
-
- 57) 11 Thurman Vassey 18-40013 2nd continued hearing on Motion of JB&B Capital, LLC for Relief from Stay (33); Debtor's Response (45)
- Trucking, Inc.
- Hearing on Motion of Bank Capital Services for Relief from Stay (53); Debtor's Response (58)
- Hearing on Debtor's Motion to Allow Adequate Protection Payments to be Paid by the Debtor (54)
- W. S. GARDNER
PINKSTON

NO COURT

HONORABLE J. CRAIG WHITLEY

**THERE ARE NO HEARINGS SCHEDULED FOR
MAY 29, 2018**

**SCHEDULE CHANGES OCCUR DAILY;
PLEASE REFER TO ANY FILED NOTICES,
OR ADVISE THE COURT IF THERE IS A NEED
FOR A SPECIAL HEARING DATE.**
